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6 Attorney for Elijah Shelton  
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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12  
13 v.  
14 ELIJAH SHELTON,  
15 Defendant.

Case No. 2:23-cr-00025-ART-NJK  
**ORDER TO CONTINUE**  
**PRELIMINARY HEARING**  
(Second Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
17 United States Attorney, and Justin J. Washburne, Assistant United States Attorney, counsel for  
18 the United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,  
19 Assistant Federal Public Defender, counsel for Elijah Shelton, that the Preliminary Hearing  
20 currently scheduled on September 14, 2023, be vacated and continued to a date and time  
21 convenient to the Court, but no sooner than thirty (30) days.

22 This Stipulation is entered into for the following reasons:

- 23 1. The parties understand that Probation Officer Brianna King is unavailable on  
24 the date currently set for the preliminary hearing (September 14, 2023).  
25 2. The parties require additional time to negotiate a resolution in this matter.  
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1           3.       This matter is predicated on events in Nevada state courts that are currently  
2 pending. If the additional time is permitted, the state court case may resolve. In that  
3 circumstance, this matter may also be more easily resolved.

4           4.       Defendant is incarcerated and does not object to a continuance.

5           5.       Additionally, denial of this request for continuance could result in a  
6 miscarriage of justice.

7           This is the second request for continuance filed herein.

8           DATED this 11th day of September, 2023.

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10          RENE L. VALLADARES  
11          Federal Public Defender

            JASON M. FRIERSON  
            United States Attorney

12          By /s/ Rick Mula

            By /s/ Justin J. Washburne

13          RICK MULA  
14          Assistant Federal Public Defender

            JUSTIN J. WASHBURNE  
            Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 ELIJAH SHELTON,

7 Defendant.  
8

Case No. 2:23-cr-00025-ART-NJK

**ORDER**

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10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on  
12 September 14, 2023 at the hour of 2:00 p.m., be vacated and continued to  
13 October 18, 2023, at 2:00 p.m., Courtroom 3A.

14 DATED this 12th day of September, 2023.



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17 DANIEL J. ALBREGTS  
18 United States Magistrate Judge  
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